

119TH CONGRESS
1ST SESSION

S. 2417

To direct the Secretary of Agriculture to issue a special use permit with respect to the maintaining of a flagpole bearing the flag of the United States at Kyhv Peak Lookout Point, Utah, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JULY 23, 2025

Mr. CURTIS (for himself and Mr. LEE) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

A BILL

To direct the Secretary of Agriculture to issue a special use permit with respect to the maintaining of a flagpole bearing the flag of the United States at Kyhv Peak Lookout Point, Utah, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Star-Spangled Summit
5 Act of 2025”.

1 **SEC. 2. SPECIAL USE PERMIT FOR MAINTENANCE OF COV-**
 2 **ERED FLAGPOLE AT KYHV PEAK LOOKOUT**
 3 **POINT.**

4 (a) DEFINITIONS.—In this section:

5 (1) COVERED FLAGPOLE.—The term “covered
 6 flagpole” means a flagpole bearing the flag of the
 7 United States.

8 (2) KYHV PEAK LOOKOUT POINT.—The term
 9 “Kyhv Peak Lookout Point” means the peak within
 10 the Uinta National Forest overlooking Utah Valley
 11 and located approximately at latitude 40°16′18.14″
 12 N, longitude 111°36′58.57″ W.

13 (3) QUALIFIED PERSON.—The term “qualified
 14 person” means an individual that resides in, or a
 15 nonprofit entity or volunteer organization that car-
 16 ries out operations of the entity or organization in,
 17 Utah County, Utah, that has—

18 (A) experience placing, maintaining, or
 19 otherwise caring for a covered flagpole; and

20 (B) any other experience determined rel-
 21 evant by the Secretary.

22 (4) SECRETARY.—The term “Secretary” means
 23 the Secretary of Agriculture, acting through the
 24 Chief of the Forest Service.

25 (b) SPECIAL USE PERMIT.—Not later than 180 days
 26 after the date of enactment of this Act, the Secretary shall

1 issue a special use permit for a period of 10 years for
2 the placing, if necessary, and maintenance of a covered
3 flagpole at Kyhv Peak Lookout Point—

4 (1) to Robert S. Collins of Provo, Utah; or

5 (2) if the individual described in paragraph (1)
6 declines such permit, to a qualified person in accord-
7 ance with this section.

8 (c) SELECTION AND ISSUANCE.—

9 (1) APPLICATION.—Except as provided in sub-
10 section (b)(1), to be eligible to be selected for a spe-
11 cial use permit under this section, a qualified person
12 shall submit to the Secretary an application at such
13 time, in such manner, and containing such informa-
14 tion as the Secretary may require.

15 (2) PRIORITY OF ISSUANCE.—Except as pro-
16 vided in subsection (b)(1), in selecting a qualified
17 person to receive a special use permit under this sec-
18 tion, the Secretary shall prioritize the following
19 qualified persons:

20 (A) First, a qualified person that held a
21 special use permit issued under this section for
22 the preceding 10-year period.

23 (B) Second, a qualified person that the
24 prior special use permit holder identifies.

1 (C) Third, any other qualified person that
2 submits an application under paragraph (1)
3 that the Secretary determines appropriate.

4 (3) TERMS AND CONDITIONS.—The Secretary
5 may impose such terms and conditions on a holder
6 of a special use permit under this section as the Sec-
7 retary determines necessary to ensure the proper
8 care and maintenance of a covered flagpole.

9 (4) LAND USE FEE EXEMPTION.—The Sec-
10 retary shall not assess any land use fees with respect
11 to a special use permit issued under this section.

12 (5) NOTICE OF APPLICATION.—The Secretary
13 shall publish notice of the availability of any special
14 use permit under this section on the website of the
15 Forest Service and in a local Utah County, Utah,
16 newspaper of record.

17 (d) SUBSEQUENT SPECIAL USE PERMITS.—

18 (1) IN GENERAL.—The Secretary shall renew or
19 issue a new 10-year special use permit not later than
20 180 days after the date that is the earliest of the
21 following:

22 (A) The date that is 10 years after the
23 date on which the Secretary issued the pre-
24 ceding permit.

1 (B) The date on which the holder of the
2 current special use permit requests termination
3 of such permit.

4 (C) The date on which a special use permit
5 is subject to early termination under paragraph
6 (2).

7 (2) EARLY TERMINATION.—If the Secretary de-
8 termines that the holder of a special use permit
9 under this section is not in compliance with the
10 terms and conditions relating to such permit under
11 subsection (c)(3), the Secretary may terminate the
12 special use permit.

13 (e) LIMITATION ON HOLDERS OF SPECIAL USE PER-
14 MIT.—A holder of a special use permit under this section
15 shall not accept anything of value in exchange for identi-
16 fying a person under subsection (c)(2)(B).

17 (f) APPLICABILITY OF NEPA.—The National Envi-
18 ronmental Policy Act of 1969 (42 U.S.C. 4321 et seq.)
19 shall not apply to the issuance, renewal, or administration
20 of a special use permit under this section, including any
21 activities associated with the placing, maintenance, or re-
22 moval of a covered flagpole at Kyhv Peak Lookout Point.

23 (g) ACCESS.—The Secretary may authorize reason-
24 able access to Kyhv Peak Lookout Point for the purpose
25 of exercising rights under a special use permit issued

- 1 under this section, subject to conditions necessary to pro-
- 2 tect public safety and natural resources.

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